

ORDINANCE NO. 20-O-65

An Ordinance Granting a Variation from UDO Section 7B.2.10 (Car Wash, Truck Wash - Supplemental Use) to allow the installation of car vacuums in areas visible from Catalpa Lane and US Route 14.

WHEREAS, the City of Woodstock, McHenry County, Illinois is a home rule municipality as contemplated under Article VII, Section 6, of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the City's home rule powers and functions as granted in the Constitution of the State of Illinois.

WHEREAS, SWRE Woodstock, LLC (the "Petitioner") has petitioned the City of Woodstock for a variation from Section 7B.2.10 of the Unified Development Ordinance ("UDO") to allow the installation of car vacuums in areas visible from Catalpa Lane and US 14; and

WHEREAS, pursuant to Section 4.5 of the Unified Development Ordinance, a variation(s) may be granted from the strict application of the UDO requirements after a public hearing and consideration of the circumstances warranting the granting of the variation(s); and

WHEREAS, a public hearing was held by the Woodstock Zoning Board of Appeals, after due notice in the manner provided by law; and

WHEREAS, having determined the standards for the zoning variation were addressed by the petitioner, and having incorporated those findings-of-fact into its vote, the Zoning Board of Appeals did recommend the petition for the variation from Section 7B.2.10 (Car Wash, Truck Wash - Supplemental Use) of the UDO be granted (5-1 vote); and

WHEREAS, the City Council has considered the evidence submitted by the Petitioner and presented at the public hearing, as well as the recommendations of the Zoning Board of Appeals, and has determined that the Petitioner's request should be granted.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Woodstock, McHenry County, Illinois, as follows:

SECTION 1: A variation from a provision of the Woodstock Unified Development Ordinance Section 7B.2.10 (Car Wash, Truck Wash - Supplemental Use) to allow the installation of car vacuums in areas visible from Catalpa Lane and US Route 14.

SECTION 2: The report, recommendations, and findings of fact of the Zoning Board of Appeals

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on the issuance of the variations pursuant to the petition are on file in the City Hall as a part of the official record of the proceedings.

SECTION 3: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

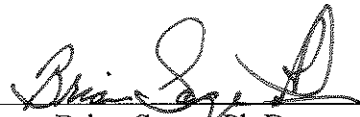
SECTION 5: This Ordinance shall be known as Ordinance 20-O-65 and shall be in full force and effect upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Ayes: Flynn, Lohmeyer, Piersall, Prindiville, Tebo, Mayor Sager

Nays:

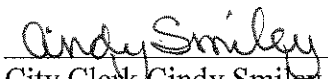
Abstentions:

Absentees: Turner



Mayor Brian Sager, Ph.D.

Attest:



City Clerk Cindy Smiley

By Chief Deputy City Clerk Janette Howie

CERTIFICATION

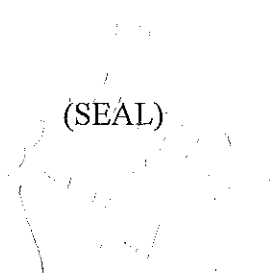
I, CINDY SMILEY, do hereby certify that I am the duly appointed, acting and qualified Clerk of the City of Woodstock, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the Mayor and Council members of said City.

I do hereby further certify that at a regular meeting of the Woodstock City Council, held on the 18th day of August, 2020, the foregoing Ordinance entitled *An Ordinance Granting a Variation from UDO Section 7B.2.10 (Car Wash, Truck Wash - Supplemental Use) to allow the installation of car vacuums in areas visible from Catalpa Lane and US Route 14* was duly passed by said City Council.

The pamphlet form of Ordinance Number 20-O-65, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the City Hall, commencing on the 19th day of August, 2020, and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said City for safekeeping, and that I am the lawful custodian and keeper of the same.

GIVEN under my hand and corporate seal of the City of Woodstock this 19th day of August, 2020.


Cindy Smiley
Cindy Smiley, Clerk
City of Woodstock,
McHenry County, Illinois

By Chief Deputy City Clerk Janette Howie

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**AN ORDINANCE GRANTING A VARIATION FROM UDO SECTION 7B.2.10
(CAR WASH, TRUCK WASH - SUPPLEMENTAL USE) TO ALLOW THE
INSTALLATION OF CAR VACUUMS IN AREAS VISIBLE FROM CATALPA
LANE AND US ROUTE 14.**

ORDINANCE PASSED BY THE

MAYOR AND CITY COUNCIL

OF THE CITY OF WOODSTOCK

AT THEIR REGULAR MEETING ON AUGUST 18, 2020

PUBLISHED IN PAMPHLET FORM BY THE AUTHORITY OF

THE CITY COUNCIL

OF THE

CITY OF WOODSTOCK

Mayor:

Brian Sager

City Council:

**Darrin Flynn
Lisa Lohmeyer
Wendy Piersall
James Prindiville
Gordon Tebo
Michael Turner**

Clerk:

Cindy Smiley